

**RICHARD CRAIG HAMPTON**

Special Projects Director

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CITY MANAGER'S OFFICE

Department of Environment and Natural Resources  
Division of Waste Management  
Superfund Section  
Inactive Hazardous Sites Branch

Chapter 130A, Article 9, Part 3 of the North Carolina General Statutes establishes a program for protection of the public from inactive hazardous substance or waste disposal sites. The program provides for the identification, evaluation, and cleanup of any site contaminated with hazardous substances that might pose a threat to public health or the environment. The Department of Environment and Natural Resources' Division of Waste Management is responsible for implementing this program.

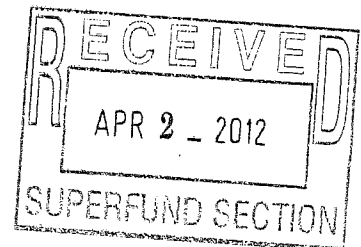
By state law, within 90 days of the date on which an owner, operator, or responsible party knows or should know of the existence of an inactive hazardous substance or waste disposal site, the owner, operator, or responsible party must submit to the Division all site data that is known or readily available to the owner, operator, or responsible party. Please refer to the General Instructions to determine if you must notify.

Any person who has information concerning a possible inactive hazardous substance or waste disposal site is also encouraged to fill out the notification form. If you have any questions regarding the notification process, please contact the Inactive Hazardous Sites Branch at (919) 707-8200. Thank you for your cooperation.

Any person subject to the notification requirements set out in North Carolina General Statutes 130A-310.1(b) shall complete and submit a site notification form to:



Inactive Hazardous Sites Branch Head  
N.C. Division of Waste Management  
217 West Jones Street  
Raleigh, NC 27603



North Carolina Department of Environment and Natural Resources  
Division of Waste Management  
Superfund Section  
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# **NOTIFICATION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE**

## **GENERAL INSTRUCTIONS**

### **WHO MUST NOTIFY**

Each owner, operator, or responsible party is required to notify the Inactive Hazardous Sites Branch (Branch) within 90 days of discovery of each inactive hazardous substance or waste disposal site. The form must be completed to comply with notification requirements. The following persons **MUST NOTIFY** the Branch of the existence of an inactive hazardous substance or waste disposal site regardless of whether such notification is solicited by the Branch:

- ☐ Any person who previously owned or operated a site where a hazardous substance or waste was treated, stored or disposed.
- ☐ Any person who presently owns or operates a site where a hazardous substance or waste was treated, stored or disposed.
- ☐ Any person who discharged or deposited, who contracted or arranged for discharges or deposits, or who accepted for discharge or deposit any hazardous substance or waste at an inactive hazardous substance or waste disposal site.
- ☐ Any person who transported or arranged for transport for the purpose of discharge or deposit of any hazardous substance or waste at an inactive hazardous substance or waste disposal site.

Additionally, persons, so solicited by the Branch, **MUST COMPLETE THE FORM** and supply all site data in their possession regarding: (1) the nature and extent of any release, or threatened release, of a hazardous substance or hazardous waste; and (2) the identification, nature and quantity of materials in question that have been or are generated, treated, stored, or disposed of at an inactive hazardous substance or waste disposal site or that is transported to such a site.

Persons required to notify include individuals, and private, public, and government entities.

### **WHO IS NOT REQUIRED TO NOTIFY**

An owner, operator or responsible party is **NOT REQUIRED** to notify if:

- ☐ The site is a hazardous waste facility currently operating under a Part B permit under RCRA.
- ☐ The site is a hazardous waste facility currently operating in interim status under RCRA.

### **HAZARDOUS SUBSTANCE OR WASTE SUBJECT TO NOTIFICATION**

All releases of hazardous substances or material containing hazardous substances, regardless of quantity or concentration, are subject to this notification requirement. Hazardous substances are defined by Section 101(14) of CERCLA, 42 USC Section 9601(14).

### **WASTE THAT IS NOT SUBJECT TO NOTIFICATION**

The following wastes are not subject to notification under North Carolina General Statutes Section 130A-310.1:

- ☐ Petroleum, including crude oil or any fraction thereof, which is not otherwise specifically listed or designated as a hazardous substance under subparagraphs (A) through (F) of CERCLA Section 101(14).
- ☐ Natural gas, natural gas liquids, liquified natural gas, or synthetic gas usable for fuel (or mixtures of natural gas and such synthetic gas).

## WHEN TO FILE

The notification of an inactive hazardous substance or waste disposal site must be submitted **within 90 days** of the date on which an owner, operator, or responsible party knows or should have known of the existence of such a site.

## WHERE TO FILE

Notification should be sent to: Inactive Hazardous Sites Branch Head

Superfund Section  
NC Division of Waste Management  
217 West Jones Street  
Raleigh, NC 27603

For additional information, contact:

Superfund Section (919) 707-8200  
Monday-Friday 8:00AM-5:00PM

## AVAILABILITY OF INFORMATION TO THE PUBLIC

Information submitted in a "Notification of an Inactive Hazardous Substance or Waste Disposal Site" will be made available to the public for inspection and review, to the extent provided by the North Carolina Public Records Act. Any claim of confidentiality must be substantiated in writing. The North Carolina Department of Environment and Natural Resources will take action on any claim of confidentiality in accordance with the North Carolina General Statutes.

## DEFINITIONS

**CERCLA:** The Comprehensive Environmental Response, Compensation, and Liability Act of 1980, Pub. L. 96-510.94. Stat. 2767, 42 USC 9601 *et.seq.*, as amended.

**DISPOSAL:** The discharge, deposit, injection, dumping, spilling, leaking, or placing of any solid waste, hazardous substance or hazardous waste into or on any land or water so that the solid waste, hazardous substance, hazardous waste, or any constituent thereof, may enter the environment, be emitted into the air, or discharged into any waters, including groundwaters.

**FACILITY:** (A) any building, structure, installation, equipment, pipe or pipeline (including any pipe into a sewer or publicly owned treatment works), well, pit, pond, lagoon, impoundment, ditch, landfill, storage container, motor vehicle, rolling stock, or aircraft; or (B) any site or area where a hazardous substance or waste has been deposited, stored, disposed of, placed, or otherwise come to be located.

**HAZARDOUS SUBSTANCE:** Any element, compound, mixture, solution, or substance designated as a hazardous substance by CERCLA/SARA.

**HAZARDOUS WASTE:** Waste listed or identified as hazardous pursuant to 40 CFR, Part 261, codified at 15A NCAC 13A .0006.

**INACTIVE HAZARDOUS SUBSTANCE or WASTE DISPOSAL SITE (SITE):** Any facility as defined in CERCLA/SARA. Such sites do not include hazardous waste facilities that are permitted or in interim status under RCRA (42 USC Section 6901 *et.seq.*).

**INTERIM STATUS:** RCRA status authorized under Section 3005(e) or RCRA [42 USC Section 6925(e)] and granted by the State of North Carolina after a RCRA Part A permit application is filed, but before approval of the final RCRA Part B permit.

**RCRA:** The Solid Waste Disposal Act as amended by the Resource Conservation and Recovery Act of 1976.

**RESPONSIBLE PARTY:** Any person who (1) discharges or deposits; (2) contracts or arranges for any discharge or deposit; (3) transports or arranges for transport for the purpose of discharge or deposit; or (4) accepts for discharge or deposit any hazardous substance, the result of which discharge or deposit is the existence of an inactive hazardous substance or waste disposal site.

None of the following are responsible parties: (1) an innocent landowner who is a bona fide purchaser of an inactive hazardous substance or waste disposal site without knowledge or without reasonable basis for knowing that hazardous substance or waste disposal had occurred, or (2) a person whose interest or ownership in the inactive hazardous substance or waste disposal site is based on or derived from a security interest in the property.

**SARA:** The Superfund Amendments and Reauthorization Act of 1986, Pub. L 99-499, 100 Stat. 1613, 42 USC Section 9601 *et seq.* as amended.

**SURFACE IMPOUNDMENT or IMPOUNDMENT:** A facility or part of a facility which is a natural topographic depression, manmade excavation, or diked area formed primarily of earthen materials (although it may be lined with manmade materials), which is designed to hold an accumulation of sludges, liquid wastes, or wastes containing free liquids, and which is not an injection well. Examples of surface impoundments are holding, storage, settling and aeration pits, ponds and lagoons.

November 30, 2011



## NOTIFICATION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE

Please read instructions before completing and type or print in black ink.

I. SITE NAME AND LOCATION:

Site Name (one site per form) Veterans Park  
Location (street address) Vacant lot adjacent to 401 Bragg Blvd.  
City Fayetteville US EPA ID# (if known) \_\_\_\_\_  
County Cumberland  
Directions to Site \_\_\_\_\_  
South of Rowan Street, Between Hillsborough and Winslow  
streets, in downtown Fayetteville.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Attach a USGS topographic map or map of equal or reasonably similar scale (1 inch = 2000 ft.) showing the location and vicinity of the site or facility. Label map with the site name.

II. PERSON COMPLETING FORM:

Name Craig Hampton  
Mailing Address City of Fayetteville  
433 Hay Street  
City Fayetteville State NC Zip Code 28301  
Telephone (910) 433-1786

Present Owner X  
Past Owner \_\_\_\_\_  
Present Operator \_\_\_\_\_  
Past Operator \_\_\_\_\_  
Other \_\_\_\_\_  
(specify) \_\_\_\_\_

III. PRESENT OWNER:

Individual Owner or Company Name  
City of Fayetteville  
Executive Officer Craig Hampton  
Mailing Address 433 Hay Street  
City Fayetteville State NC Zip Code 28301-5537  
Telephone (910) 433-1786

Corporation \_\_\_\_\_  
Partnership \_\_\_\_\_  
Individual \_\_\_\_\_  
Government Unit X  
Other \_\_\_\_\_  
(specify) \_\_\_\_\_

IV. CURRENT SITE USE:

Check the item or items which describe the current use of the site.

Residential	<input type="checkbox"/>	Forest Land	<input type="checkbox"/>	Retirement Home	<input type="checkbox"/>
Business	<input type="checkbox"/>	Farm Land	<input type="checkbox"/>	Other	<input checked="" type="checkbox"/>
Industrial	<input type="checkbox"/>	School/Day Care	<input type="checkbox"/>	(specify) <u>Developed as</u>	
Pasture Land	<input type="checkbox"/>	Hospital	<input type="checkbox"/>	<u>Veterans Park</u>	

V. ON-SITE RESIDENTS:

Are there any on-site residents? ☐ Yes ☒ No

Number of children (• 6 years old) living on site \_\_\_\_\_ Number of adults \_\_\_\_\_

VI. SURROUNDING PROPERTY USE:

Check the appropriate description of the area surrounding the site. (*More than one may apply.*)

Residential	<input type="checkbox"/>	Forest Land	<input type="checkbox"/>	Retirement Home	<input type="checkbox"/>
Business	<input type="checkbox"/>	Farm Land	<input type="checkbox"/>	Other	<input checked="" type="checkbox"/>
Industrial	<input type="checkbox"/>	School/Day Care	<input type="checkbox"/>	(Specify) <u>Other parts</u>	
Pasture Land	<input type="checkbox"/>	Hospital	<input type="checkbox"/>	<u>of Veterans Park</u>	

VII. Site Operations (*More than one may apply.*):

	Current	Previous
1. Mining .....	<input type="checkbox"/>	<input type="checkbox"/>
2. Paper and wood production .....	<input type="checkbox"/>	<input type="checkbox"/>
3. Textiles .....	<input type="checkbox"/>	<input type="checkbox"/>
4. Fertilizer .....	<input type="checkbox"/>	<input type="checkbox"/>
5. Printing/painting .....	<input type="checkbox"/>	<input type="checkbox"/>
6. Leather tanning .....	<input type="checkbox"/>	<input type="checkbox"/>
7. Iron/steel foundry .....	<input type="checkbox"/>	<input type="checkbox"/>
8. Chemical, general .....	<input type="checkbox"/>	<input type="checkbox"/>
9. Plating/polishing .....	<input type="checkbox"/>	<input type="checkbox"/>
10. Military/ammunition .....	<input type="checkbox"/>	<input type="checkbox"/>
11. Firing range .....	<input type="checkbox"/>	<input type="checkbox"/>
12. Rubber/plastics .....	<input type="checkbox"/>	<input type="checkbox"/>
13. Utility companies/transformers .....	<input type="checkbox"/>	<input type="checkbox"/>
14. Sanitary/refuse .....	<input type="checkbox"/>	<input type="checkbox"/>
15. Photo finishing .....	<input type="checkbox"/>	<input type="checkbox"/>
16. Lab/hospital .....	<input type="checkbox"/>	<input type="checkbox"/>
17. Wood treating .....	<input type="checkbox"/>	<input type="checkbox"/>
18. Battery reclamation .....	<input type="checkbox"/>	<input type="checkbox"/>
19. Pesticides formulation, packaging and/or distribution .....	<input type="checkbox"/>	<input type="checkbox"/>
20. Herbicide formulation, packaging and/or distribution .....	<input type="checkbox"/>	<input type="checkbox"/>
21. Other agrichemical formulation, packaging and/or distribution .....	<input type="checkbox"/>	<input type="checkbox"/>
22. Dry cleaning .....	<input type="checkbox"/>	<input type="checkbox"/>
23. Petrochemical processing or refining .....	<input type="checkbox"/>	<input type="checkbox"/>
24. Furniture manufacturing or finishing .....	<input type="checkbox"/>	<input type="checkbox"/>
25. Drum reconditioning .....	<input type="checkbox"/>	<input type="checkbox"/>
26. Unknown .....	<input type="checkbox"/>	<input type="checkbox"/>
27. Other (specify) <u>Extraction of turpentine from pine trees</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

VIII. ENVIRONMENTAL PERMITS:

List all previous and current environmental permits below.

Type of Permit (e.g. landfill, nondischarge, etc.)	Past	Present (circle one)	Permit Number	Date Issued	Issuing Agency
None	Past	Present			
	Past	Present			
	Past	Present			
	Past	Present			
	Past	Present			
	Past	Present			
	Past	Present			

IX. KNOWN OR SUSPECTED RELEASES OF HAZARDOUS SUBSTANCES OR WASTE TO THE ENVIRONMENT:

List all on-site spills, disposals and other releases of hazardous substances or materials containing hazardous substances.

Material/ Chemical Released ( <i>Known and suspected</i> )	Physical State of Material ( <i>Use codes below</i> )	Approx. Volume Released	Date of Release	Suspected Contaminants ( <i>Use codes below</i> )	Source of Release ( <i>e.g. tank, buried drums, landfill, product spill, etc.</i> )	Known or Suspected Contamination			
						Ground water	Surface Water	Sediment	Soil
4-isopropyltoluene	Unk.	Unk.	Unk.	O	Unk.				K
1,1,2,2- tetrachloroethane	Unk.	Unk.	Unk.	O	Unk.				K

Physical State Codes

G - Containerized Gas  
L - Liquid  
S - Solid/Powder  
SL - Sludge

A - Acids  
Ab - Asbestos  
Am - Ammonia  
B - Bases  
C - Cyanide

Codes for Suspected Contaminants

D - Dioxins  
M - Metals  
Mu - Mixed Municipal Waste  
O - Organic Chemicals  
P - PCBs  
Pe - Petroleum Products  
Ps - Pesticides  
W - Waste Oil



X. TOTAL AREA OF ALL DISPOSALS, SPILLS, OR RELEASES OF HAZARDOUS SUBSTANCES OR WASTE:

- ☒ less than 1 acre  
☐ 1 acre or more, but less than 5 acres  
☐ 5 acres or more, but less than 10 acres  
☐ 10 acres or more  
☐ Unknown

XI. AVAILABILITY OF ENVIRONMENTAL ANALYTICAL DATA:

Do any environmental reports or laboratory analytical data exist for the site? ☒ Yes ☐ No  
If yes, attach reports or data to this form.

XII. IDENTIFY WHETHER ANY OF THE FOLLOWING ARE PRESENT OR WERE PRESENT IN THE PAST AT THE SITE (*More than one may apply.*):

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Debris pile(s)  | <input type="checkbox"/> Tank(s) above ground           | <input type="checkbox"/> Spill(s)             |
| <input type="checkbox"/> Land treatment of sludges   | <input type="checkbox"/> Septic tank(s)                 | <input type="checkbox"/> Wastewater lagoon(s) |
| <input type="checkbox"/> Landfill(s) or buried waste   | <input type="checkbox"/> Surface impoundment(s)         | <input type="checkbox"/> Drum(s)              |
| <input type="checkbox"/> Tank(s) underground   | <input type="checkbox"/> Underground injection of waste |   |
| <input checked="" type="checkbox"/> Other ( <i>specify</i> ) <u>Buried pine-tree waste from a 19th century operation</u> |   |   |

XIII. ACCESSIBILITY OF SITE (*More than one may apply.*):

- ☐ 24-hour security guard  
☐ Security guard < 24-hour/day  
☐ Physical barrier (steep bank, creek, walls, etc.)  
☐ Describe physical barriers \_\_\_\_\_  
\_\_\_\_\_  
☐ Site completely surrounded by fence  
☐ Site partially surrounded by fence  
☐ Locked gate  
☐ Unlocked gate  
☒ No control of access to site  
☐ Other (*specify*) \_\_\_\_\_

XIV. WATER SUPPLY SOURCES:

Identify whether the following are present on site or on adjacent property.

	Present on site		Present on Adjacent Property	
	Yes	No	Yes	No
Spring	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Well	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Surface Water Intake	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

XV. SITE SURFACE WATER:

Indicate whether any surface water bodies (e.g. streams and lakes) exist on the site or the property adjacent to the site.

A stormwater basin discharge swale flows through the site.

XVI. CERTIFICATION AND SIGNATURE:

I certify that to the best of my knowledge and belief, the information supplied on this form is complete and accurate.

Signature

Richard Craig Hampton

Date

March 29, 2012

Name and Title (Type or print)

Richard Craig Hampton, Special Projects Director

Mailing Address

433 Hay St., Fayetteville, NC 28301

North Carolina STATE

Cumberland COUNTY

I, Michelle J. Foye, a Notary Public for said County and State, do hereby certify that Richard Craig Hampton personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 29<sup>th</sup> day of March, 2012.

(Official Seal)

Michelle J. Foye

Notary Public

My commission expires

October 23, 2016

